

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA :	CRIMINAL NO. _____
	: DATE FILED: _____
v.	VIOLATIONS:
	: 21 U.S.C. §§ 841(a)(1)
	 (possession with the intent to distribute
RUBEN CANDALARIA	: cocaine hydrochloride - one count)
	 21 U.S.C. §§ 841(a)(1)
	: (possession with the intent to distribute
	 marijuana - one count)
	: 18 U.S.C. § 924(c)(1)(A)
	 (possession of a firearm in furtherance
	: of a drug trafficking offense - one count)
	 Notice of Forfeiture

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

On or about December 13, 2004, at Philadelphia, in the Eastern District of
Pennsylvania, defendant

RUBEN CANDALARIA

knowingly and intentionally possessed with the intent to distribute more than 500 grams, that is
approximately 1.5 kilograms, of a mixture or substance containing a detectable amount of
cocaine hydrochloride, a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(B)(ii).

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about December 13, 2004, at Philadelphia, in the Eastern District of Pennsylvania, defendant

RUBEN CANDALARIA

knowingly and intentionally possessed with the intent to distribute more than 100 grams, that is approximately 239.7 grams, of a mixture or substance containing a detectable amount of marijuana, a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(C)(vii).

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

On or about December 13, 2004, at Philadelphia, in the Eastern District of Pennsylvania, defendant

RUBEN CANDALARIA

knowingly possessed a firearm, that is, a Jennings J-22 semi-automatic pistol with an obliterated serial number, in furtherance of a drug trafficking crime for which he may be prosecuted in a court of the United States, that is, possession of cocaine with the intent to distribute, a Schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

In violation of Title 18, United States Code, Section 924(c)(1)(A).

NOTICE OF FORFEITURE

1. The allegations of Counts One and Two are incorporated by reference in this Notice of Forfeiture as if set forth at length below.

2. As a result of the violation of Title 21, United States Code, Section 841(a)(1) in Count Ones and Two of this Indictment, defendant

RUBEN CANDALARIA

shall forfeit to the United States of America all property which constitutes and/or is derived from any proceeds obtained directly or indirectly by him including, but not limited, to:

- a. The sum of \$ 30,568 in United States currency that was recovered from 4651 North 5th Street
- b. one Glock 9 millimeter handgun with two magazine and plastic ammo feeder, Serial Number FVY735
- c. one Remington Shotgun 870 Express, Serial Number W558191M;
- d. one Jennings .22 caliber hand gun, Serial Number was obliterated
- e. one Savage 30-06 Rifle, Serial Number E666177;
- f. one Sig Sauer Model P 230, Serial number S145298, 9 millimeter handgun.
- g. real property located at 4332 Darien Street, Philadelphia, PA
- h. real property located at 4651 North 5th Street, Philadelphia, PA

3. If any of the property described above as subject to forfeiture as a result of any act or omission of the defendant:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third party;

- c. has been placed beyond the jurisdiction of the court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be divided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of said defendant up to the value of the above forfeitable property.

All pursuant to Title 21, United States Code, Sections 853(a)(1), (2) and (p).

A TRUE BILL:

FOREPERSON

PATRICK L. MEEHAN
UNITED STATES ATTORNEY